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VOLUME 15 NUMBER 251

Washington, Thursday, December 28, 1950

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 28—OFFICIAL PERSONNEL FOLDER

TRANSFER OF FOLDER

Effective upon publication in the FEDERAL REGISTER paragraph (a) of § 28.3 is amended as set out below. As amended § 28.3 reads as follows:

§ 28.3 *Transfer of Official Personnel Folder.* (a) Whenever an agency hires a person who has served in the executive branch of the Government on or after April 1, 1947, the employing agency shall request transfer of the Official Personnel Folder from the agency in which the person was last employed. The latter agency shall release the folder promptly.

(b) Records of temporary value shall be removed from the Official Personnel Folder when it is transferred to another Government agency.

(Sec. 3, E. O. 9784, Sept. 25, 1946, 11 F. R. 10909, 3 CFR 1946 Supp.)

UNITED STATES CIVIL SERVICE COMMISSION,
[SEAL] HARRY B. MITCHELL,
Chairman.

[F. R. Doc. 50-12333; Filed, Dec. 27, 1950; 8:46 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter III—Farmers Home Administration, Department of Agriculture

Subchapter A—Farm Housing Loans and Grants

PART 304—CONSTRUCTION AND REPAIR

SUBPART C—PERFORMING FARM DEVELOPMENT

MISCELLANEOUS AMENDMENTS

1. Section 304.43 (a) (2) in Title 6, Code of Federal Regulations (14 F. R. 6552), is revised as follows:

§ 304.43 *Development performed by contract.* • • •

(a) *Preparation of bid docket.* • • •

(2) *Surety bonds.* (i) In cases where it has been determined by the Engineer that the provision in Form FHA-296 requiring the contractor to furnish surety bonds will prevent otherwise qualified local contractors from bidding on the work, the Engineer may waive this provision. Modification of Form FHA-296 to provide for the waiving of surety bond requirements shall be made by crossing out Item V, "Surety Bond" of the "General Conditions" and by inserting the following notation under Item 7 of the Contract: "Item V—Surety Bond of the General Conditions is deleted from this Contract." When the surety bond provision is waived as provided above, the method of payment under the Contract must also be modified. This will be accomplished by crossing out Item 4 of Form FHA-296 and inserting one of the following paragraphs under Item 7, as determined by the method of payment agreed upon:

(*a*) For lump sum payment, the following will be inserted under Item 7: "Item 4 of the Contract is deleted and the following substituted therefor: Payments will be made only in one lump sum for the whole contract after the work is finished, inspected and accepted, except for contracts covering more than one structure in which case, upon completion of any structure, partial payment will be made up to 80 percent of the contract price for that structure after final inspection and approval by the Engineer."

(*b*) For partial payments as the work progresses, the following will be inserted under Item 7 showing the number of weekly intervals at which partial payments will be made: "Item 4 of the Contract is deleted and the following substituted therefore: Partial payments will be made at intervals of _____ week(s), not to exceed 60 percent of the value of work in place, as determined by the representative in accordance with the contractor's breakdown of contract price as approved by the Engineer. Upon acceptance by the owner and the representative of all work required hereunder, the amount due the contractor will be paid."

(ii) When a contractor bidding on a contract is required to furnish Form FHA-200, "Performance and Payment

(Continued on next page)

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FEDERAL REGISTER

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CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

CODIFICATION GUIDE—Con.

Bond," the bond will be obtained from a surety company legally doing business in the state.

(Sec. 510, 63 Stat. 437; 42 U. S. C. 1480. Interprets or applies sec. 506, 63 Stat. 435; 42 U. S. C. 1476)

2. Section 304.46 (b) (1) is amended to redesignate subdivision (iii) to (iv) and to add a new subdivision (iii) as follows:

§ 304.46 *Payments.* * * *

(b) *Work done by contract*—(1) *Payment of contractors.* * * *

(iii) When partial payments are provided for in the contract, the contractor will be required to submit to, and have approved by, the Engineer prior to the release of any payments, a breakdown of his contract price on Form FHA–983, "Schedule of Prices for Contract Payments." The Form will be signed by the contractor, the Engineer and the borrower and will be placed in the borrower's County Office case folder. This contract price breakdown will be used as a basis for estimating the value of the work in place when making partial payments. The total of partial payments to be made in connection with any contract will not exceed 60 percent of the value of the work in place. Final payment will be made only when the work is completed, inspected, and accepted by the Engineer, and the contractor has executed Form FHA–232, and has attached the completed Form FHA–205, notarized properly. The completed Form FHA–232 and notarized Form FHA–205 will be handled as prescribed in subdivision (i) of this subparagraph.

(Sec. 510, 63 Stat. 437; 42 U. S. C. 1480. Interprets or applies sec. 506, 63 Stat. 435; 42 U. S. C. 1476)

DERIVATION: §§ 304.43 and 304.46 contained in FHA Instruction 424.13.

[SEAL] DILLARD B. LASSETER,
Administrator,
Farmers Home Administration.

DECEMBER 6, 1950.

Approved: December 21, 1950.

CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-12366; Filed, Dec. 27, 1950; 8:50 a. m.]

Subchapter B—Farm Ownership Loans

PART 324—CONSTRUCTION AND REPAIR

SUBPART C—PERFORMING FARM DEVELOPMENT

MISCELLANEOUS AMENDMENTS

1. Section 324.43 (a) (2) in Title 6, Code of Federal Regulations (13 F. R. 9406), is revised as follows:

§ 324.43 *Implementing farm development performed by contract.* * * *

(a) *Preparation of bid docket.* * * *

(2) *Surety bonds.* (i) In cases where it has been determined by the Engineer that the provision in Form FHA–296 requiring the contractor to furnish surety bonds will prevent otherwise qualified local contractors from bidding on the work, the Engineer may waive this provision. Modification of Form FHA–296 to provide for the waiving of surety bond requirements shall be made by crossing out Item V "Surety Bond" of the "General Conditions" and by inserting the following under Item 7 of the contract: "Item V—Surety Bond of the General Conditions is deleted from this Contract." When the surety bond provision is waived as provided above, the method of payment under the Contract must also be modified. This will be accomplished by crossing out Item 4 of Form FHA–296 and inserting one of the following paragraphs under Item 7, as determined by the method of payment agreed upon:

(*a*) For lump sum payment the following will be inserted under Item 7: "Item 4 of the Contract is deleted and the following substituted therefor: Payments will be made only in one lump sum for the whole contract after the work is finished, inspected and accepted, except for contracts covering more than one structure in which case, upon completion of any structure, partial payment will be made up to 80 percent of the contract price for that structure after final inspection and approval by the Engineer."

(*b*) For partial payments as the work progresses the following will be inserted under Item 7 showing the number of weekly intervals at which partial payments will be made: "Item 4 of the Contract is deleted and the following substituted therefor: Partial payments will be made at intervals of ____ week(s), not to exceed 60 percent of the value of work in place, as determined by the representative in accordance with the contractor's breakdown of contract price as approved by the Engineer. Upon acceptance by the owner and the representative of all work required hereunder, the amount due the contractor will be paid."

(ii) When a contractor bidding on a contract is required to furnish Form FHA–200, "Performance and Payment Bond," the bond will be obtained from a surety company legally doing business in the state.

(Sec. 41, 60 Stat. 1066; 7 U. S. C. 1015. Interprets or applies sec. 44, 60 Stat. 1069; 7 U. S. C. 1018)

2. Section 324.46 (b) (1) in Title 6, Code of Federal Regulations (13 F. R. 9408), is amended to redesignate subdivision (iii) to (iv) and to add a new subdivision (iii) to read as follows:

§ 324.46 *Payments.* * * *

(b) *Work done by contract*—(1) *Payment of contractors.* * * *

(iii) When partial payments are provided for in the contract, the contractor will be required to submit to and have approved by the Engineer prior to the release of any payments, a breakdown of his contract price on Form FHA–983, "Schedule of Prices for Contract Payments." The Form will be signed by the contractor, the Engineer and the borrower, and will be placed in the borrower's county office case folder. This contract price breakdown will be used as a basis for estimating the value of the work in place when making partial payments. The total of partial payments to be made in connection with any contract will not exceed 60 percent of the value of the work in place. Final payment will be made only when the work is completed, inspected, and accepted by the Engineer, and the contractor has executed Form FHA–232, and has attached the completed Form FHA–205, notarized properly. The completed Form FHA–232 and notarized Form FHA–205 will be handled as prescribed in subdivision (i) of this subparagraph.

(Sec. 41, 60 Stat. 1066; 7 U. S. C. 1015. Interprets or applies sec. 44, 60 Stat. 1069; 7 U. S. C. 1018)

DERIVATION: §§ 324.43 and 324.46 contained in FHA Instruction 424.3.

[SEAL] DILLARD B. LASSETER,
Administrator,
Farmers Home Administration.

DECEMBER 6, 1950.

Approved: December 21, 1950.

CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50–12336; Filed, Dec. 27, 1950; 8:46 a. m.]

TITLE 24—HOUSING AND HOUSING CREDIT

Chapter VIII—Office of Housing Expediter

[Controlled Housing Rent Reg., Amdt. 332]

[Controlled Rooms in Rooming Houses and Other Establishments Rent Reg., Amdt. 328]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

NEW JERSEY, OHIO, KENTUCKY, AND PENNSYLVANIA

Amendment 332 to the Controlled Housing Rent Regulation (§§ 825.1 to 825.12) and Amendment 328 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92).

In Schedule C of said Rent Regulations, the description of localities affected by declarations for continuance of rent control after March 31, 1951, is amended with respect to certain Defense-Rental Areas to read as follows:

1. (190) Northeastern New Jersey Defense-Rental Area:

In Bergen County, the Cities of Garfield and North Arlington, the Boroughs of Bergenfield, Cliffside Park, Closter, Dumont, East Paterson, East Rutherford, Edgewater, Fairview, Fort Lee, Harrington Park, Leonia, Lodi, Maywood, Norwood, Palisades Park, Teterboro and Wood-Ridge, the Village of Ridgefield Park, the Township of Teaneck and all unincorporated localities.

In Essex County, the Cities of East Orange, Newark and Orange, the Towns of Belleville, Bloomfield and Nutley, the Township of Millburn, and all unincorporated localities.

In Hudson County, the Cities of Bayonne, Hoboken, Jersey City and Union City, the Towns of Harrison, Kearny, Secaucus and West New York, the Townships of North Bergen and Weehawken, and all unincorporated localities.

In Middlesex County, the Cities of New Brunswick and Perth Amboy, the Boroughs of Helmetta, Highland Park, South Plainfield and South River, the Townships of East Brunswick, North Brunswick, Piscataway, Raritan and Woodbridge, and all unincorporated localities.

In Monmouth County, the City of Long Branch, the Boroughs of Deal, Englishtown and Red Bank, and all unincorporated localities.

In Morris County, the Boroughs of Madison, Riverdale and Wharton, the Towns of Dover and Morristown, the Townships of Denville, Hanover, Mine Hill and Passaic, and all unincorporated localities.

In Passaic County, the Cities of Clifton, Passaic and Paterson, and all unincorporated localities.

In Somerset County, the Boroughs of North Plainfield, Raritan, Somerville and South Bound Brook, the Township of Hillsborough, and all unincorporated localities.

In Union County, the Cities of Elizabeth, Linden, Plainfield, Rahway and Summit, the Boroughs of Garwood, Roselle and Roselle Park, the Townships of Cranford, Hillside and Union, and all unincorporated localities.

This adds to Schedule C the following localities in the State of New Jersey:

(1) Borough of Madison, as of November 13, 1950.

(2) City of Garfield and Borough of Leonia, as of November 27, 1950.

(3) Borough of Norwood, as of December 1, 1950.

(4) Borough of Maywood and Township of Woodbridge, as of December 5, 1950.

(5) Borough of South Bound Brook, as of December 6, 1950.

(6) Borough of North Plainfield, as of December 8, 1950.

2. (226) Canton, Ohio, Defense-Rental Area:

In Tuscarawas County, the City of Urichsville and the Village of Dennison.

This adds to Schedule C the Village of Dennison, Ohio, as of December 7, 1950.

3. (227) Cincinnati, Ohio, Defense-Rental Area:

In Butler County, all unincorporated localities; in Clermont County, the Villages of Bethel and Felicity and all unincorporated localities; and in Hamilton County, the City of Cincinnati, the Villages of Greenhills and Lincoln Heights, and all unincorporated localities.

In Kenton County, the Cities of Covington and South Fort Mitchell, and all unincorporated localities.

This adds to Schedule C the following localities:

(1) City of South Fort Mitchell, Kentucky, as of November 22, 1950.

(2) City of Cincinnati, Ohio, as of November 29, 1950.

(3) Village of Lincoln Heights, Ohio, as of December 4, 1950.

(4) Village of Greenhills, Ohio, as of December 5, 1950.

(5) All unincorporated localities in the Defense-Rental Area, as of November 29, 1950, declarations having been made by incorporated localities constituting the major portion of the Defense-Rental Area.

4. (241) Youngstown-Warren, Ohio, Defense-Rental Area:

In Mahoning County, the Cities of Campbell, Struthers and Youngstown, the Village of Lowellville, and all unincorporated localities; and in Trumbull County, the Cities of Girard and Niles, the Villages of Hubbard, McDonald and Newton Falls, and all unincorporated localities.

This adds to Schedule C the Village of Hubbard, Ohio, as of November 13, 1950, and the Village of Newton Falls, Ohio, as of December 5, 1950.

5. (257) Allentown-Bethlehem, Pennsylvania, Defense-Rental Area:

In Lehigh County (exclusive of the Townships of Heidelberg, Lowhill, Lower Macungie, Lower Milford, Lynn, Upper Macungie, Upper Milford, Washington and Weisenberg, and the Boroughs of Albertis, Macungie and Slatington), the City of Allentown, the Township of Whitehall, and all unincorporated localities; and in Northampton County (exclusive of the Townships of Bushkill, Lehigh, Lower Mount Bethel, Moore, Plainfield, Upper Mount Bethel and Washington, and the Boroughs of Bangor, Chapman, East Bangor, Penn Argyl, Portland, Rosetto, Walnutport and Wind Gap), the City of Easton, the Township of Allen, and all unincorporated localities.

This adds to Schedule C the Township of Allen, Pennsylvania, as of December 4, 1950.

6. (262) Harrisburg, Pennsylvania, Defense-Rental Area:

In Cumberland County, the Boroughs of Mount Holly Springs and West Fairview; and in Dauphin County, the Boroughs of Elizabethville, Halifax, Lykens and Middletown.

This adds to Schedule C the Borough of Mount Holly Springs, Pennsylvania, as of October 2, 1950, and the Borough of Halifax, Pennsylvania, as of November 20, 1950.

7. (266) Philadelphia, Pennsylvania, Defense-Rental Area:

In Bucks County, the Boroughs of Bristol and Quakertown and all unincorporated localities; in Chester County, the Borough of Phoenixville and all unincorporated localities; in Delaware County (exclusive of the Borough of Swarthmore), the Boroughs of Clifton Heights, Eddystone, Folcroft, Glenolden, Millbourne and Norwood, the Township of Ridley, and all unincorporated localities, including Upper Darby Township; in Montgomery County, the Boroughs of Conshohocken, Jenkintown and Pottstown and all unincorporated localities; and the County and City of Philadelphia.

This adds to Schedule C the following localities in the State of Pennsylvania:

(1) Borough of Jenkintown as of November 10, 1950.

(2) Borough of Glenolden, as of November 20, 1950.

(3) Borough of Eddystone, as of December 4, 1950.

(4) Borough of Phoenixville, as of December 5, 1950.

(5) Borough of Quakertown, as of December 6, 1950.

(6) Borough of Clifton Heights, as of December 7, 1950.

All the foregoing additions to Schedule C are based on declarations made on the dates specified above in accordance with section 204 (f) (1) of the Housing and Rent Act of 1947, as amended.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Sup. 1894)

This amendment shall be effective with respect to each locality covered thereby as of the date on which the declaration affecting that locality was made.

Issued this 22d day of December 1950.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 50-12342; Filed, Dec. 27, 1950; 8:46 a. m.]

[Controlled Housing Rent Reg., Amdt. 333]

[Controlled Rooms in Rooming Houses and Other Establishments Rent Reg., Amdt. 329]

PART 825—RENT REGULATIONS UNDER THE HOUSING AND RENT ACT OF 1947, AS AMENDED

PENNSYLVANIA, WEST VIRGINIA, KENTUCKY, AND PUERTO RICO

Amendment 333 to the Controlled Housing Rent Regulation (§§ 825.1 to 825.12) and Amendment 329 to the Rent Regulation for Controlled Rooms in Rooming Houses and Other Establishments (§§ 825.81 to 825.92).

In Schedule C of said Rent Regulations, the description of localities affected by declarations for continuance of rent control after March 31, 1951, is amended with respect to certain Defense-Rental Areas to read as follows:

1. (267) Pittsburgh, Pennsylvania, Defense-Rental Area:

In Allegheny County (exclusive of Mount Lebanon Township), the Cities of Clairton, Duquesne, McKeesport and Pittsburgh, the Boroughs of Blawnox, Braddock, Braddock Hills, Bridgeville, Carnegie, Dravosburg, East McKeesport, East Pittsburgh, Eden Park, Glassport, Homestead, Leetsdale, Liberty, McKee's Rocks, Millvale, Munhall, North Braddock, Pitcairn, Rankin, Sharpsburg, Swissvale, Turtle Creek, Versailles, Wall, West Homestead, West Mifflin and Wilmerding, the Townships of Harrison, Leet, Neville, Reserve, Sewickley, Springdale, Stowe and West Deer, and all unincorporated localities.

In Armstrong County, the Boroughs of Ford City and Kittaning, and all unincorporated localities.

In Beaver County, the City of Beaver Falls, the Boroughs of Aliquippa, Ambridge, Baden, Bridgewater, Freedom, Koppel, Midland and Monaca, the Township of Chippewa, and all unincorporated localities.

In Butler County, all unincorporated localities, if any, in the Townships of Adams, Butler, Jackson and Slippery Rock.

In Fayette County (exclusive of the Townships of Henry Clay, Stewart and Wharton), the City of Connellsville, the Boroughs of Belle Vernon, Everson, Masontown and South Connellsville, the Township of Franklin, and all unincorporated localities.

In Green County, the Township of Jefferson and all unincorporated localities, if any, in the Townships of Cumberland, Dunkard, Franklin, Monongahela and Morgan.

In Lawrence County, the Borough of Elwood City and all unincorporated localities.

In Washington County (exclusive of the Townships of East Finley, Morris, South Franklin and West Finley), the Boroughs of Bentleyville, Burgettstown, Canonsburg, Charleroi, Donora, New Eagle, North Charleroi, Roscoe and West Brownsville, the Township of North Strabane, and all unincorporated localities.

In Westmoreland County, the Cities of Arnold, Jeanette, Monessen and New Kensington, the Boroughs of East Vandergrift, Export, Manor, South Greensburg and Southwest Greensburg, the Township of East Huntingdon, and all unincorporated localities.

This adds to Schedule C the following localities in the State of Pennsylvania.

(1) Borough of Blawnox and Township of Harrison, as of November 20, 1950.

(2) Borough of Everson and Township of Sewickley, as of December 2, 1950.

2. (269a) Scranton-Wilkes-Barre, Pennsylvania, Defense-Rental Area:

In Carbon County, the Boroughs of Lansford and Weatherly; in Lackawanna County, the Boroughs of Dickson City, Jermyn and Winton; in Luzerne County, the Boroughs of Exeter, Luzerne, Shickshinny and West Wyoming; and in Schuylkill County, the Boroughs of Ashland and Tamaqua.

This adds to Schedule C the following localities in the State of Pennsylvania.

(1) Borough of Dickson City, as of November 22, 1950.

(2) Borough of Shickshinny, as of December 4, 1950.

(3) Boroughs of Ashland and Luzerne, as of December 6, 1950.

3. (269b) State College, Pennsylvania, Defense-Rental Area:

In Centre County, the Boroughs of Howard and Port Matilda.

This adds to Schedule C the Borough of Howard, Pennsylvania, as of November 6, 1950.

4. (354b) Bluefield, West Virginia, Defense-Rental Area:

In Mercer County, the Towns of Athens, Bramwell and Matoaka.

In McDowell County, the Towns of Davy, Iaeger, Keystone, Kimball, Northfork and War; and in Raleigh County, the Towns of Mabscott, Rhodell and Sophia.

This adds to Schedule C the Town of Keystone, West Virginia, as of October 20, 1950.

5. (355) Charleston, West Virginia, Defense-Rental Area:

In Kanawah County, the City of Cedar Grove, the Town of Chesapeake and that portion of the City of Nitro located in Kanawah County.

In Putnam County, that portion of the City of Nitro located therein.

This adds to Schedule C the Town of Chesapeake, West Virginia, as of November 3, 1950.

6. (356) Huntington, West Virginia, Defense-Rental Area:

In Cabell County (exclusive of the Districts of Grant, McComas and Union and the Village of Barboursville), that portion of the City of Huntington located therein and all unincorporated localities; and in Wayne County, that portion of the City of Huntington located therein, the City of Kenova, the Town of Ceredo, and all unincorporated localities.

In Lawrence County, the Village of Chesapeake and all unincorporated localities, if any, in the Townships of Upper, Perry, Fayette, Union and Hamilton.

In Boyd County, the Cities of Ashland and Catlettsburg and all unincorporated localities; and in Greenup County (exclusive of Magisterial Districts 1, 2, 3, 4, 5 and 6), the City of Russell and all unincorporated localities.

This adds to Schedule C the following localities:

(1) City of Russell, Kentucky, as of October 2, 1950.

(2) Village of Chesapeake, Ohio, as of November 8, 1950.

(3) City of Huntington, West Virginia, as of November 27, 1950.

(4) Town of Ceredo, West Virginia, as of December 4, 1950.

(5) City of Kenova, West Virginia, as of December 7, 1950.

7. (371) Puerto Rico Defense-Rental Area: In Puerto Rico, all unincorporated localities and the Municipalities of Adjuntas, Aguada, Aguadilla, Aguas Buenas, Aibonito, Arecibo, Arroyo, Barceloneta, Barranquitas, Cabo Rojo, Caguas, Camuy, Carolina, Catano, Cayey, Ceiba, Ciales, Cidra, Coamo, Comerio, Corozal, Fajardo, Guanica, Guayama, Gueyanilla, Hatillo, Hormigueros, Humacao, Isabella, Jayuya, Juana Diaz, Juncos, Lajas, Las Marias, Las Piedras, Loiza, Luquillo, Manati, Mayaguez, Moca, Morovis, Naguabo, Naranjito, Patillas, Ponce, Quebradillas Rincon, Rio Grande, Rio Piedras, Sabana Grande, Salinas, San German, San Juan, San Lorenza, San Sebastian, Santa Isabel, Toa Alta, Toa Baja, Trujillo Alto, Utuado, Vega Alta, Vega Baja, Vieques, Villalba and Yauco.

This adds to Schedule C the following municipalities in Puerto Rico:

(1) Las Piedras, as of October 23, 1950.

(2) Ceiba, as of November 17, 1950.

(3) Morovis, as of November 21, 1950.

(4) Guanica, as of November 26, 1950.

(5) Hormigueros, as of November 28, 1950.

(6) Patillas, as of December 1, 1950.

All the foregoing additions to Schedule C are based on delarations made on the dates specified above in accordance with section 204 (f) (1) of the Housing and Rent Act of 1947, as amended.

(Sec. 204, 61 Stat. 197, as amended; 50 U. S. C. App. Sup. 1894)

This amendment shall be effective with respect to each locality covered thereby as of the date on which the declaration affecting that locality was made.

Issued this 22d day of December 1950.

TIGHE E. WOODS,
Housing Expediter.

[F. R. Doc. 50-12343; Filed, Dec. 27, 1950; 8:47 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—Bureau of Land Management, Department of the Interior

Subchapter A—Alaska

[Circular 1778]

PART 71—MINERAL LANDS; OIL AND GAS, PHOSPHATE AND OIL SHALE LEASES, AND POTASH AND SODIUM PERMITS AND LEASES

Part 71 is revised to read as follows:

Sec.
71.1 Mineral leasing laws and regulations applicable in Alaska.
71.2 Description of unsurveyed lands; conflicting applications for unsurveyed lands.
71.3 Leases for lands reserved to the Territory of Alaska for educational purposes.

AUTHORITY: §§ 71.1 to 71.3 issued under sec. 32, 41 Stat. 450; 30 U. S. C. 189.

§ 71.1 *Mineral leasing laws and regulations applicable in Alaska.* Subject to the provisions of §§ 71.2 and 71.3, the regulations under the Mineral Leasing Act of February 25, 1920 (41 Stat. 437; 30 U. S. C. 181, et seq.), as amended and supplemented, including the Act of February 7, 1927 (44 Stat. 1057; 30 U. S. C. 281, et seq.), contained in Parts 191 and 192 and 194 to 197, inclusive, of this chapter, shall govern the issuance of oil and gas, phosphate and oil shale leases, and potash and sodium permits and leases, in Alaska.

§ 71.2 *Description of unsurveyed lands; conflicting applications for unsurveyed lands.* (a) Applications for leases of unsurveyed lands shall describe them by metes and bounds; the corners must be plainly marked on the ground by setting substantial posts or heaping up mounds of stone, and the boundaries must conform to true cardinal directions in so far as practicable.

(1) Where the lands are within two miles of an approved public land survey corner, a corner of the area applied for shall be connected by courses and distances to that corner. There may be utilized as the point of reference the initial monument erected by another applicant who has described said monument by courses and distances with reference to a public survey corner. In such case the location of the adopted monument with respect to the public land survey corner must be stated, or the field notes or calculations by which the location of the applicant's initial monument, with reference to the public survey monument, was obtained, must be furnished.

(2) Where the lands are not within two miles of an approved public land survey corner, the initial monument shall be connected by courses and distances to such permanent monuments as will enable the Bureau of Land Management to identify its location from its records and maps. A plat or chart illustrating the location of said monument will aid in a determination of its location, and its position must also be noted with reference to rivers, creeks, mountains, or mountain peaks, towns, or other prominent topographic points, or natural objects.

(b) In order to permit adjustment of conflicts, areas covered by all applications in conflict with a prior application or claim must be identified with reference to a monument of the first application or claim which can be definitely ascertained and located upon the records and plats of the Bureau of Land Management.

§ 71.3 *Leases for lands reserved to the Territory of Alaska for educational purposes.* Under the provisions of the act of August 7, 1939 (53 Stat. 1243; 48 U. S. C. 353) any person having acquired a permit or lease from the United States for the prospecting for or mining oil, gas, phosphate, oil shale, potash or sodium deposits from the lands reserved to the Territory of Alaska for educational purposes by the act of March 4, 1915 (38 Stat. 1214; 48 U. S. C. 353), as set forth in § 69.19 of this chapter, shall compensate a Territorial lessee, if any, for any resulting damages to crops or improvements on such lands, where the mineral permit or lease shall be issued after the issuance of the Territorial lease. The act also provides that any lease issued by the Territory for such reserved lands, after a lease has been issued under the mineral leasing laws, shall be with due regard to the rights of the mineral claimant. Controversies between Territorial lessees and permittees or lessees under the mineral leasing laws on the same lands involving the right of possession, occupancy and use of the lands, or liability for damages, are matters within the jurisdiction of the local courts.

OSCAR L. CHAPMAN,
Secretary of the Interior.

DECEMBER 21, 1950.

[F. R. Doc. 50-12323; Filed, Dec. 27, 1950; 8:45 a. m.]

Subchapter L—Mineral Lands

[Circular 1777]

PART 199—MINERALS SUBJECT TO LEASE UNDER SPECIAL LAWS

DISPOSAL OF MINERAL RESOURCES ON CERTAIN NATIONAL FOREST LANDS IN MINNESOTA

In order to permit the development and utilization of the mineral resources, pursuant to the act of June 30, 1950 (64 Stat. 311; 16 U. S. C. Sup. IV 508 (b)), on national forest lands in Minnesota where such mineral development is not otherwise authorized, the following text is added to Part 199:

Sec.
199.61 Authority.
199.62 Minerals to be leased.
199.63 Consent of Secretary of Agriculture; conditions and stipulations.
199.64 Existing regulations applicable.
199.65 Distribution of proceeds.

AUTHORITY: §§ 199.61 to 199.65 issued under Pub. Law 594, 81st Cong.

§ 199.61 *Authority.* The act of June 30, 1950 (64 Stat. 311; 16 U. S. C. Sup. IV 508 (b)) permits the prospecting, development, and utilization of those mineral resources in public domain lands, including lands received in exchange for public domain lands, or for timber on such lands pursuant to Part 148 of this chapter, situated within the exterior boundaries of the national forests in Minnesota, which, because of withdrawal, reservation, statutory limitation, or otherwise, are not subject to the general mining laws of the United States or to mineral leasing laws,[1] and for the development

[1] The Mineral Leasing Act of February 25, 1920 (41 Stat. 437; 30 U. S. C. 181) as amended provides for the leasing of oil, gas, oil shale, coal, phosphate, sodium, and potassium deposits in public domain lands, including such lands generally in national forests. See Parts 191-197 of this chapter.

and utilization of which no other authority exists.

§ 199.62 *Minerals to be leased.* All disposal of mineral resources covered by §§ 199.61 to 199.65 shall be by lease or permit.

§ 199.63 *Consent of Secretary of Agriculture; conditions and stipulations.* Leases or permits under the act of June 30, 1950, may be issued only with the prior consent of the Secretary of Agriculture or his delegate, and subject to such conditions and stipulations as that official may prescribe to insure adequate utilization and protection of the lands for the primary national forest purpose for which they are being administered.

§ 199.64 *Existing regulations applicable.* To the extent that they are applicable and not inconsistent with §§ 199.61 to 199.65, the leasing of minerals under the act of June 30, 1950, shall be governed by §§ 200.32 to 200.36 inclusive, of this chapter. Any lease or permit issued under §§ 199.61 to 199.65 shall state that it is subject to the terms and provisions of the act of June 30, 1950.

§ 199.65 *Distribution of proceeds.* All receipts derived from permits or leases issued under §§ 199.61 to 199.65 will be deposited by the Bureau of Land Management into the same funds or accounts in the Treasury for distribution in the same manner as prescribed for other national forest revenue by 16 U. S. C. sections 499, 500, and 501.

OSCAR L. CHAPMAN,
Secretary of the Interior.

DECEMBER 21, 1950.

[F. R. Doc. 50-12324; Filed, Dec. 27, 1950; 8:56 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard, Department of the Treasury

[CGFR 50-40]

PORTABLE FIRE EXTINGUISHERS; EDITORIAL REVISION

The regulations for portable fire extinguishers on passenger and cargo vessels were published in the 1938 edition of the Code of Federal Regulations as 46 CFR 61.13 and 46 CFR 77.13, 95.13, and 114.15 referred back to § 61.13 for the text of the regulations. In the original codification of 46 CFR 61.13 in the 1938 edition of the Code of Federal Regulations the various paragraphs, subparagraphs, and subdivisions of subparagraphs were not designated. The regulations of the Administrative Committee of the Federal Register published in 1 CFR 1.115 and made effective October 12, 1948, required the internal divisions of sections, when unavoidable, shall be subdivided into paragraphs, paragraphs into subparagraphs, and subparagraphs into subdivisions. In the preparation of the 1949 edition of the Code of Federal Regulations the subdivisions of 46 CFR 61.13 were assigned paragraph, subparagraph, and subdivision designations in accordance with 1 CFR 1.115. Because the original material in 46 CFR 61.13 was not properly arranged the assignment of subdivision designations has created misunderstandings regarding the intent of the regulations. For that reason the requirements in 46 CFR 61.13, 77.13, 95.13, and 114.15 have been editorially revised by rearranging paragraphs, subparagraphs, and subdivisions in order to clearly indicate the applicability of the regulations to various passenger, cargo, and towing vessels.

The requirements for portable fire extinguishers have not been changed. These editorial amendments shall become effective immediately upon publication of this document in the FEDERAL REGISTER. These regulations are published without prior general notice of their proposed issuance for the reason that notice, public rule making procedure thereon, and effective date requirements in connection therewith are hereby found to be impracticable and contrary to the public interest.

By virtue of the authority vested in me as Commandant, United States Coast Guard, by Treasury Order No. 120, dated July 31, 1950 (15 F. R. 6521), to promulgate regulations in accordance with the statutes cited with the regulations below, the following amendments to the regulations are prescribed which shall become effective upon the date of publication of this document in the FEDERAL REGISTER.

Subchapter G—Ocean and Coastwise: General Rules and Regulations

PART 61—FIRE APPARATUS; FIRE PREVENTION

Section 61.13 is amended to read as follows:

§ 61.13 *Portable fire extinguishers.* (a) All vessels carrying passengers, including pleasure vessels, shall be provided with such number of good and efficient portable fire extinguishers, approved by the Commandant as follows:

(1) Vessels less than 150 feet in length shall have at least two fire extinguishers on each passenger deck.

(2) Vessels 150 feet and over in length shall be provided with at least one fire extinguisher for every 150 linear feet of corridor length or fraction thereof, in the spaces occupied by passengers and crew.

(3) In all public spaces fire extinguishers shall be located not more than 150 feet apart.

(b) All vessels carrying passengers, which transport automobiles or motor vehicles, the motive power of which is generated by any of the products of petroleum or other inflammable liquids shall carry, in addition to the chemical fire extinguishers required by paragraph (a) of this section for vessels carrying passengers, an approved carbon dioxide, foam type or carbon tetrachloride fire extinguisher which has demonstrated a capacity for extinguishing burning oils, burning gasoline, and other burning products of petroleum, in accordance with the following table:

Automobiles or motor vehicles carried	Carbon dioxide or foam-type fire extinguishers	Carbon tetrachloride fire extinguishers
1 and not over 5	1	4
6 and not over 10	2	5
11 and not over 20	3	6
21 and not over 30	4	8
31 and not over 40	5	10
41 and not over 50	6	12

(1) For each additional 20 automobiles or motor vehicles, or fraction thereof, add one carbon dioxide or one foam or two carbon tetrachloride fire extinguishers.

(2) The requirements may be reduced to 25 percent, but not less than one of either, when an efficient overhead water sprinkling system, a carbon dioxide, or a foam system with sufficient hose to reach all parts of the deck where automobiles or motor vehicles are carried is installed, said systems to be installed in accordance with drawings or blueprints and specifications approved by the Coast Guard District Commander of the district having original jurisdiction.

(3) When a vessel is provided with enough fire extinguishers to take care of all the automobiles or motor vehicles that can be carried, no extra fire extinguishers shall be required for any number of motorcycles carried.

(c) Freight and towing vessels shall be provided with chemical fire extinguishers as follows:

	Minimum number of fire extinguishers
Vessels of over 15 and not over 50 gross tons	1
Vessels of over 50 and not over 100 gross tons	2
Vessels of over 100 and not over 500 gross tons	3
Vessels of over 500 and not over 1,000 gross tons	6
Vessels of over 1,000 gross tons	8

(d) The number of required fire extinguishers is based on the capacity of the ordinary fire extinguisher, which is about 2½ gallons, and no fire extinguisher of larger capacity shall be allowed a greater rating than that of the ordinary fire extinguisher. Fire extinguishers of approved types of less capacity are allowable when their total contents equal the required quantity.

(e) Extra safety-valve units shall be carried on board for 50 percent of hand fire extinguishers of the foam type, and extra charges shall be carried on board for 50 percent of each class of fire extinguishers provided. If 50 percent of each class of fire extinguishers carried gives a fractional result, extra charges and extra safety-valve units shall be provided for the next largest whole number.

(1) The following table is an example:

Fire extinguishers carried	*Extra charges required*
1	1
2	1
3	2
4	2
5	3

(2) When a vessel is provided with carbon-dioxide type of fire extinguishers,

it may be furnished with either an additional carbon dioxide fire extinguisher or a 2½-gallon foam fire extinguisher in lieu of carrying extra charges. For that 2½-gallon foam fire extinguisher no extra charge will be required.

(f) Recharges, particularly the acid, used in charging soda-and-acid type of fire extinguishers, shall be packed in such manner that the filling operation (i. e., in recharging the extinguisher) can be performed without subjecting the person doing the recharging to undue risk of acid burns and shall be contained in Crown stopper type of bottle.

(g) There shall also be carried on board a complete recharge for any fixed or built-in fire-extinguishing system that has been approved by the Commandant, except systems for engine rooms, firerooms, and cargo holds.

(h) Fire extinguishers shall be located in such parts of the vessels as in the judgment of the Officer in Charge, Marine Inspection, will be most convenient and serviceable in case of emergency, and so arranged that they may be easily removed from their fastenings. Every fire extinguisher thus provided for shall be discharged and examined at each annual inspection: *Provided*, That carbon tetrachloride fire extinguishers shall be tested for their pumping efficiency and the liquid discharged with proper care so that it may be replaced in the extinguishers. Carbon dioxide fire extinguishers shall be checked by weighing to determine contents, and, if found to be more than 10 percent under required contents of carbon dioxide, shall be recharged.

(i) Every fire extinguisher provided for and required by this section shall be tested by the Bureau of Standards, Department of Commerce, and a report made by that bureau to the Commandant, which shall then determine whether the said extinguisher shall be approved for use on vessels subject to inspection.

(j) Every fire extinguisher approved after September 5, 1933, for use on vessels under the jurisdiction of the Coast Guard, shall have affixed thereto a metallic name plate having plainly stamped thereon the name of the fire extinguisher, the rated capacity in gallons, quarts, or pounds, and the name and address of person or firm for whom approved, and the identifying mark of the actual manufacturer.

(R. S. 4405, as amended, secs. 1, 2, 49 Stat. 1544, sec. 5, 55 Stat. 244, as amended; 46 U. S. C. 375, 367, 50 U. S. C. 1275. Interprets or applies R. S. 4426, as amended, 4471, as amended, 4478, 4479, sec. 2, 54 Stat. 1028; 46 U. S. C. 404, 464, 471, 472, 463a)

Subchapter H—Great Lakes: General Rules and Regulations

PART 77—FIRE APPARATUS; FIRE PREVENTION

Section 77.13 is amended to read as follows:

§ 77.13 *Portable fire extinguishers.* (See § 61.13 of this chapter, as amended, which is identical with this section.)

(R. S. 4405, as amended; 46 U. S. C. 375. Interprets or applies R. S. 4470–4472, 4474; 46 U. S. C. 463–465, 467)

Subchapter I—Bays, Sounds, and Lakes Other Than the Great Lakes: General Rules and Regulations

PART 95—FIRE APPARATUS; FIRE PREVENTION

Section 95.13 is amended to read as follows:

§ 95.13 *Portable fire extinguishers.* (See § 61.13 of this chapter, as amended, which is identical with this section.)

(R. S. 4405, as amended; 46 U. S. C. 375. Interprets or applies R. S. 4470, 4472, as amended; 46 U. S. C. 463, 465)

Subchapter J—Rivers: General Rules and Regulations

PART 114—FIRE APPARATUS; FIRE PREVENTION

Section 114.15 is amended to read as follows:

§ 114.15 *Portable fire extinguishers.* (See § 61.13 of this chapter, as amended, which is identical with this section.)

(R. S. 4405, as amended; 46 U. S. C. 375)

Dated: December 22, 1950.

[SEAL] MERLIN O'NEILL,
Vice Admiral, U. S. Coast Guard, Commandant.

[F. R. Doc. 50-12364; Filed, Dec. 27, 1950; 8:49 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF LABOR

Wage and Hour Division

[29 CFR, Part 526]

LYTLE MCKEE COTTON CO. ET AL.

APPLICATION FOR EXEMPTION OF GRADING, STAPLING, AND CLASSIFICATION OF COTTON FOR ORIGINAL PRODUCER AS INDUSTRY OF A SEASONAL NATURE

An application has been filed by the Lytle McKee Cotton Company and other cotton factors in Memphis, Tennessee, for a determination that the branch of the cotton industry engaged in the grading, stapling, and classification of cotton for the original producer is an industry of a seasonal nature within the meaning of section 7 (b) (3) of the Fair Labor Standards Act of 1938 (52 Stat. 1063; 29 U. S. C. 207 (b) (3)) and the regulations contained in this part.

It appears from the application of Lytle McKee Cotton Company, et al., that:

1. There is a branch of the cotton industry in Memphis, Tennessee, which is engaged in the grading, stapling, and classification of cotton for the original producer.

2. Cotton is harvested from September through November each year and ginned during the approximate period from September through January.

3. Cotton factors, who are located in Memphis, Tennessee, receive cotton, constituting samples of gin bales of cotton, for grading, stapling, and classification for the original producer during the period of approximately five months when ginning operations are performed.

4. This branch of the cotton industry engages in the handling of cotton during a season occurring in a regularly, annually recurring part of the year. During the remainder of the year cotton factors cease operations, apart from work such as maintenance, repair, clerical and sales work because, owing to climatic or other natural conditions, cotton, in the form in which it is handled by this branch of the cotton industry, is not available.

Accordingly, upon consideration of the facts stated in said application, the Administrator hereby determines, pursuant to § 526.5 (b) (2) that a prima facie case has been shown for finding that the cotton factor branch of the cotton industry in Memphis, Tennessee, constitutes an industry of a seasonal nature within the meaning of section 7 (b) (3) of the Fair Labor Standards Act of 1938 and § 526.3 (a).

As used herein, the term "cotton factor branch of the cotton industry in Memphis, Tennessee," includes that branch of the cotton industry in Memphis, Tennessee, which is engaged in the following activities for the account and on behalf of the original producer: the receiving of samples of gin bales of cotton, the grading, stapling, and classification of the cotton, the subsequent marketing of the baled cotton represented by the samples, and any operations or services necessary or incident to the foregoing, during the period or periods when the cotton is being received.

If no objection and request for hearing is received within 15 days following the publication of this preliminary determination, the Administrator, pursuant to § 526.5 (b) (2), will make a finding upon the prima facie case. Objections and requests for hearing from any interested person should be submitted in writing to the Wage and Hour Division, Department of Labor Building, 14th Street and Constitution Avenue NW., Washington 25, D. C. The application for exemption may be examined in Room 5422 at this address.

Signed at Washington, D. C., this 22d day of December 1950.

WM. R. MCCOMB,
Administrator,
Wage and Hour Division.

[F. R. Doc. 50-12363; Filed, Dec. 27, 1950; 8:49 a. m.]

NOTICES

CIVIL AERONAUTICS BOARD

[Docket No. 3908]

AMERICAN AIR TRANSPORT, INC.; EXEMPTION

NOTICE OF HEARING

In the matter of the application of American Air Transport, Inc., for an exemption, filed pursuant to § 291.16 of the Board's Economic Regulations and section 416 (b) of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205, 416, and 1001, that a public hearing in the above-entitled proceeding is assigned to be held on January 3, 1951, at 10:00 a. m., e. s. t., in room E-214, Temporary Building No. 5, Seventeenth Street and Constitution Avenue NW., Washington, D. C., before Examiner R. Vernon Radcliffe.

Without limiting the scope of the issues presented by the application, particular attention will be directed to the following matters and questions:

1. Is the present enforcement of the requirements of Title IV of the act, or any provision thereof, or any rule, regulation, term, condition, or limitation prescribed thereunder, as it affects Air Transport, an undue burden on that air carrier by reason of the limited extent of, or unusual circumstances affecting, the operations of such air carrier, and not in the public interest?

2. If issue 1 be determined in the affirmative, what is the necessary extent of exemption of Air Transport from those requirements?

3. Subsidiary issues to a determination of whether the enforcement of the requirements of Title IV of the act is not in the public interest are:

(a) Is there a need for the services proposed?

(b) Can such services be furnished at a profit, under full compliance with the provision of Title IV and the safety requirements of the act and the Board's regulations?

(c) Can and should such services be furnished by the certificated carriers?

(d) Do the past operations of Air Transport indicate that it can be entrusted with the exemption authority sought and operate within such authority in the absence of unremitting and intensive enforcement effort?

Notice is further given that any person desiring to be heard in this proceeding must file with the Board, on or before January 3, 1951, a statement setting forth the issues of fact or law raised by the application which he desires to controvert.

For further details of the authorization requested, interested persons are referred to the application, conference report, motions, and other papers on file with the Civil Aeronautics Board in Docket No. 3908.

Dated at Washington, D. C., December 21, 1950.

By the Civil Aeronautics Board.

[SEAL] M. C. MULLIGAN, *Secretary.*

[F. R. Doc. 50-12365; Filed, Dec. 27, 1950; 8:49 a. m.]

FEDERAL POWER COMMISSION

[Docket Nos. G-1116, G-1152, G-1240, G-1317, G-1344, G-1379, G-1415, G-1417]

PANHANDLE EASTERN PIPE LINE CO. ET AL.

NOTICE OF ORDER ESTABLISHING SERVICE RULES AND REGULATIONS

DECEMBER 22, 1950.

In the matters of Panhandle Eastern Pipe Line Company, Docket Nos. G-1116, G-1240, G-1317, G-1344 and G-1417; City of Port Huron, City of Marysville, City of St. Clair, Michigan municipal corporations, Docket No. G-1152; Southeastern Michigan Gas Company, Docket No. G-1415; Michigan Consolidated Gas Company, complainant v. Panhandle Eastern Pipe Line Company, defendant, Docket No. G-1379.

Notice is hereby given that, on December 19, 1950, the Federal Power Commission issued its order entered December 18, 1950, in the above-designated matters, establishing service rules and regulations.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 50-12362; File, Dec. 27, 1950; 8:49 a. m.]

[Docket Nos. G-1476, G-1479—G-1481, G-1501]

WARWICK GAS CORP. ET AL.

ORDER CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

DECEMBER 20, 1950.

In the matters of Warwick Gas Corporation, Docket No. G-1476; Bangor Gas Company, Docket No. G-1479; Citizens Gas Company, Docket No. G-1480; Pen Argyl Gas Company, Docket No. G-1481; Crystal City Gas Company, Docket No. G-1501.

On September 11, 1950, Warwick Gas Corporation (Warwick), a New York Corporation with its principal place of business at Professional Building, Main Street, Village of Florida, New York, filed an application in Docket No. G-1476 for (1) an order of the Commission under section 7 (a) of the Natural Gas Act, as amended, directing Home Gas Company (Home), a subsidiary of The Columbia Gas System, Inc. (Columbia), to establish physical connection of its transmission facilities with the proposed facilities of Warwick and to sell and deliver natural gas to Warwick for local distribution; and (2) for a certificate of public convenience and necessity pursuant to section 7 (c) authorizing the construction and operation of certain natural-gas transmission pipe line facilities subject to the jurisdiction of the Commission as fully described in the application on file with the Commission and open to public inspection.

On September 15, 1950, Bangor Gas Company (Bangor), a Pennsylvania corporation with its principal place of business at Bangor, Pennsylvania, filed an application in Docket No. G-1479 for (1) an order of the Commission under section 7 (a) directing The Manufacturers Light and Heat Company (Manufacturers), also a subsidiary of Columbia, to establish physical connection of its transmission facilities with the proposed facilities of Bangor and to sell and deliver natural gas to Bangor for local distribution and for sale to the Pen Argyl Gas Company, Applicant in Docket No. G-1481, for resale in the Borough of Pen Argyl, Pennsylvania; and (2) for a certificate of public convenience and necessity pursuant to section 7 (c) authorizing the construction and operation of certain natural-gas transmission pipe line facilities subject to the jurisdiction of the Commission as fully described in the application on file with the Commission and open to public inspection.

On September 15, 1950, Citizens Gas Company (Citizens), a Pennsylvania corporation with its principal place of business at Stroudsburg, Pennsylvania, filed an application in Docket No. G-1480 for (1) an order of the Commission under section 7 (a) directing Manufacturers to establish physical connection of its transmission facilities with the proposed facilities of Citizens and to sell and deliver natural gas to Citizens for local distribution; and (2) for a certificate of public convenience and necessity pursuant to section 7 (c) authorizing the construction and operation of certain natural-gas transmission pipeline facilities subject to the jurisdiction of the Commission as fully described in the application on file with the Commission and open to public inspection.

On September 15, 1950, Pen Argyl Gas Company (Pen Argyl), a Pennsylvania corporation with its principal place of business at Pen Argyl, Pennsylvania, filed an application in Docket No. G-1481 for a certificate of public convenience and necessity pursuant to section 7 (c) authorizing the construction and operation of certain natural-gas transmission facilities subject to the jurisdiction of the Commission as fully described in the application on file with the Commission and open to public inspection.

On October 3, 1950, Crystal City Gas Company (Crystal City), a New York corporation with its principal place of business at 26 East Market Street, Corning, New York, filed an application in Docket No. G-1501 for (1) an order of the Commission under section 7 (a) directing Home to establish physical connection of its transmission facilities with the proposed facilities of Crystal City and to sell and deliver natural gas to

Crystal City for local distribution; and (2) for a certificate of public convenience and necessity pursuant to section 7 (c) authorizing the construction and operation of certain natural-gas transmission pipeline facilities subject to the jurisdiction of the Commission as fully described in the application on file with the Commission and open to public inspection.

On October 2, 1950, Manufacturers filed its answers in Docket Nos. G-1479 and G-1480. On October 19, 1950, Home filed its answers in Docket Nos. G-1476 and G-1501. The answer in each proceeding is substantially identical. Each alleges that the respondent is prepared to show its estimated gas requirements and supply situation as well as its facilities and capacities thereof that would be involved in making the deliveries of gas requested by the applicants in Docket Nos. G-1476, G-1479, G-1480, and G-1501, and each respondent anticipates abiding by any order which the Commission may deem advisable with regard to the requests of the applicants in Docket Nos. G-1476, G-1479, G-1480, and G-1501.

The Commission finds: It is reasonable and good cause exists for the applications in Docket Nos. G-1476, G-1479, G-1480, G-1481, and G-1501 to be consolidated for purposes of hearing as hereinafter ordered.

The Commission orders:

(A) The proceedings in Docket Nos. G-1476, G-1479, G-1480, G-1481 and G-1501 be and the same hereby are consolidated for purposes of hearing.

(B) Pursuant to authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act and the Commission's rules of practice and procedure, a public hearing be held in the consolidated proceedings, commencing on January 30, 1951, at 10:00 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and issues presented by the applications referred to in paragraph (A) hereof.

(C) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: December 21, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-12325; Filed, Dec. 27, 1950; 8:45 a. m.]

[Docket No. G-1476]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF FINDINGS AND ORDER

DECEMBER 22, 1950.

Notice is hereby given that, on December 20, 1950, the Federal Power Commission issued its findings and order entered December 18, 1950, issuing certificate of public convenience and necessity in the above-designated matter.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 50-12352; Filed, Dec. 27, 1950; 8:48 a. m.]

[Docket No. G-1497]

MICHIGAN-WISCONSIN PIPE LINE CO.

NOTICE OF FINDINGS AND ORDER

DECEMBER 22, 1950.

Notice is hereby given that, on December 19, 1950, the Federal Power Commission issued its findings and order entered December 18, 1950, issuing certificate of public convenience and necessity in the above-designated matter.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 50-12353; Filed, Dec. 27, 1950; 8:48 a. m.]

[Docket No. G-1503]

NATURAL GAS PIPELINE CO. OF AMERICA

NOTICE OF FINDINGS AND ORDER

DECEMBER 22, 1950.

Notice is hereby given that, on December 21, 1950, the Federal Power Commission issued its findings and order entered December 20, 1950, issuing certificate of public convenience and necessity and authorizing abandonment of facilities in the above-designated matter.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 50-12356; Filed, Dec. 27, 1950; 8:48 a. m.]

[Docket Nos. G-1504, G-1513]

NATURAL GAS PIPELINE CO. OF AMERICA AND CHICAGO DISTRICT PIPELINE CO.

NOTICE OF FINDINGS AND ORDERS

DECEMBER 22, 1950.

In the matters of Natural Gas Pipeline Company of America, Docket No. G-1504; Chicago District Pipeline Company, Docket No. G-1513.

Notice is hereby given that, on December 21, 1950, the Federal Power Commission issued its findings and orders entered December 19, 1950, issuing certificates of public convenience and necessity in the above-designated matters.

[SEAL] J. H. GUTRIDE, *Acting Secretary.*

[F. R. Doc. 50-12354; Filed, Dec. 27, 1950; 8:48 a. m.]

[Docket No. G-1529]

MONTANA-DAKOTA UTILITIES CO.

ORDER FIXING DATE OF HEARING

DECEMBER 20, 1950.

On November 6, 1950, Montana-Dakota Utilities Co. (Applicant), a Delaware corporation, having its principal place of business in Minneapolis, Minnesota, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of facilities for the transportation and sale of natural gas by Applicant to the South Dakota State Cement Plant, as fully described in the application on file with the Commission and open to public inspection.

Temporary authorization to construct and operate the requested facilities was granted by the Commission on November 20, 1950.

The Commission finds: This proceeding is a proper one for disposition under the provisions of § 1.32 (b) (18 CFR 1.32 (b)) of the Commission's rules of practice and procedure, Applicant having requested that its application be heard under the shortened procedure provided by the aforesaid rule for non-contested proceedings, and no request to be heard, protest or petition having been filed subsequent to the giving of due notice of the filing of the application, including publication in the FEDERAL REGISTER on November 22, 1950 (15 F. R. 7994).

The Commission orders:

(A) Pursuant to the authority contained in and subject to the jurisdiction conferred upon the Federal Power Commission by sections 7 and 15 of the Natural Gas Act, as amended, and the Commission's rules of practice and procedure, a hearing be held on January 23, 1951, at 9:30 a. m., e. s. t., in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented by such application: *Provided, however,* That the Commission may, after a non-contested hearing, forthwith dispose of the proceeding pursuant to the provisions of § 1.32 (b) of the Commission's rules of practice and procedure.

(B) Interested State commissions may participate as provided by §§ 1.8 and 1.37 (f) (18 CFR 1.8 and 1.37 (f)) of the said rules of practice and procedure.

Date of issuance: December 21, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 50-12326; Filed, Dec. 27, 1950; 8:45 a. m.]

[Docket No. G-1537]

MONTANA-DAKOTA UTILITIES CO.

NOTICE OF APPLICATION

DECEMBER 21, 1950.

Take notice that Montana-Dakota Utilities Co. (Applicant), a Delaware corporation having its principal office in Minneapolis, Minnesota, filed on November 14, 1950, an application pursuant to section 7 (c) of the Natural Gas Act, as amended, for a certificate of public convenience and necessity authorizing the construction and operation of approximately 11 miles of 4-inch lateral transmission pipeline to connect applicant's main gas transmission line with a gas

distribution system to be constructed by Applicant at Rapid City Air Base, Rapid City, South Dakota.

The application recites that a local distribution system to be constructed by Applicant will serve a housing project to be constructed at the Rapid City Air Base and requires the construction and operation of the above described facilities for the transportation of natural gas from its main transmission system.

Applicant states natural gas will be sold directly to consumers for domestic consumption, including spaceheating.

The estimated capital cost of the project is $137,200, of which $88,000 is the cost of the lateral transmission pipeline and appurtenant facilities. Cost of the project will be defrayed from Applicant's current funds, and $40,000 advanced by Donovan Construction Company, the latter to be repaid by Applicant in five equal annual installments with interest at 3½ percent per annum.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 10th day of January 1951. The application is on file with the Commission for public inspection.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12327; Filed, Dec. 27, 1950; 8:45 a. m.]

[Docket No. G-1548]

UTAH PIPE LINE CO.

NOTICE OF APPLICATION

DECEMBER 21, 1950.

Take notice that Utah Pipe Line Company (Applicant), a Delaware Corporation having its principal office at Dallas, Texas, filed with the Federal Power Commission on December 8, 1950, an application requesting the issuance of a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of:

A natural-gas transmission pipeline approximately 392 miles in length consisting of 22- and 16-inch O. D. pipe, extending from a point near Aztec, New Mexico, to a point or points in the Salt Lake City, Utah, area, and such lateral lines of smaller diameter as may be necessary to serve particular customers.

Applicant estimates that the proposed pipeline as initially projected, will have a maximum capacity of about 96,000 Mcf per day. Applicant states that it proposes to serve natural gas primarily to industrial consumers located in the Salt Lake City area and also proposes to serve the communities of Cortez, Colorado, Moab, Green River, Wellington and Price, all in Utah.

According to the application, the estimated total over-all capital cost of the proposed main line and lateral facilities is approximately $22,000,000 which includes approximately $1,000,000 for working capital. Applicant proposes to finance the cost of these facilities through the issuance of appropriate securities and according to some plan of financing which will be furnished at a later date.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.0) before the 10th day of January 1951. The application is on file with the Commission for public inspection.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12328; Filed, Dec. 27, 1950; 8:46 a. m.]

[Docket No. G-1549]

ARKANSAS LOUISIANA GAS CO.

NOTICE OF APPLICATION

DECEMBER 21, 1950.

Take notice that on December 8, 1950, Arkansas Louisiana Gas Company (Applicant), a Delaware corporation with its principal place of business at Shreveport, Louisiana, filed an application (1) for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain natural-gas transmission pipeline facilities hereinafter described; and, (2) in the alternative, for an order of the Commission that the facilities hereinafter described are not facilities for the interstate transportation of natural gas.

Applicant proposes to construct and operate metering and regulating facilities to be located at a central point in the North Lansing Field of Harrison County, Texas, and necessary appurtenances for the delivery by Applicant of surplus amounts of gas acquired in the North Lansing Field to Texas Eastern Transmission Corporation (Texas Eastern) pursuant to the terms of a so-called "Exchange Agreement" entered into between Applicant and Texas Eastern on November 29, 1950. Applicant estimates that, at the date of connection of the facilities herein proposed, a maximum volume of 27,000 Mcf. per day will be available to Texas Eastern, increasing, with development in the North Lansing Field, to 40,000 Mcf. per day. It is anticipated that such availability will be reached prior to June 1, 1951. On or about November 1, 1951, Applicant estimates the availability of gas to Texas Eastern will be reduced to a maximum of 20,000 Mcf. per day. After July 1, 1953, Applicant estimates only nominal amounts will be available for such delivery to Texas Eastern. The Applicant states that under the "Exchange Agreement" Texas Eastern is to return to Applicant at the convenience of both parties and particularly after May 1952, the gas so delivered. The returned gas is to be delivered to Applicant in the Lisbon, Louisiana, area.

The estimated cost of the facilities proposed to be constructed is $7,054.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 and 1.10) on or before the 10th day of January 1951. The application is on file with the Federal Power Commission for public inspection.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12329; Filed, Dec. 27, 1950; 8:46 a. m.]

[Docket No. G-1554]

PORTLAND GAS LIGHT CO.

NOTICE OF APPLICATION

DECEMBER 21, 1950.

Take notice that Portland Gas Light Company, a Maine corporation, with its principal place of business in Portland, Maine, filed on December 11, 1950, an application pursuant to section 7 (a) of the Natural Gas Act for an order directing Northeastern Gas Transmission Company to establish physical connection of its authorized transportation facilities and to sell natural gas to Applicant, and for such purpose to extend its transportation facilities to Applicant.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 10th day of January 1951. The application is on file with the Commission for public inspection.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12360; Filed, Dec. 27, 1950; 8:49 a. m.]

[Docket No. G-1555]

TENNESSEE GAS TRANSMISSION CO.

NOTICE OF APPLICATION

DECEMBER 21, 1950

Take notice that Tennessee Gas Transmission Company (Applicant), a Delaware corporation, having its principal office at Commerce Building, Houston, Texas, filed on December 11, 1950, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of certain facilities for the transportation and sale of natural gas in interstate and foreign commerce, as hereinafter described and as more fully described in the application which is on file with the Federal Power Commission and open for public inspection:

266 miles of 26-inch and 30-inch loop pipeline extending along its presently authorized facilities; approximately 45 miles of 18-inch pipeline extending from Applicant's authorized facilities near Buffalo, New York, to a point on the United States-Canadian boundary near Niagara Falls, New York; 56,000 additional horsepower compressor facilities at existing stations, and two new compressor stations of 8,000 horsepower each, located at Findley Lake, New York, and Mittie, Louisiana; aerial suspension pipeline bridge across the Niagara River; and, approximately 100 miles of miscellaneous lateral lines.

The proposed facilities are designed to increase the daily delivery capacity of Applicant's system from 1,310,000 Mcf to approximately 1,425,000 Mcf. Applicant proposes to use such facilities to deliver 115,000 Mcf of natural gas per day at a point on the United States-Canadian boundary near Niagara Falls, New York, to Niagara Gas Transmission Limited, a newly-formed Ontario corporation controlled by Consumers' Gas Company of Toronto, for resale to Consumers' Gas Company.

The estimated over-all capital cost of the new facilities proposed in this application is approximately $47,403,000.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10), on or before the 10th day of January 1951. The application is on file with the Commission for public inspection.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12359; Filed, Dec. 27, 1950; 8:49 a. m.]

[Docket No. G-1560]

ALLIED NEW HAMPSHIRE GAS CO.

NOTICE OF APPLICATION

DECEMBER 21, 1950.

Take notice that Allied New Hampshire Gas Company, a New Hampshire corporation, with its principal place of business at Exeter, New Hampshire, filed on December 12, 1950, an application pursuant to section 7 (a) of the Natural Gas Act for an order directing Northeastern Gas Transmission Company to establish physical connection of its authorized transportation facilities and to sell natural gas to Applicant, and for such purpose to extend its transportation facilities to Applicant.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 10th day of January 1951. The application is on file with the Commission for public inspection.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12361; Filed, Dec. 27, 1950; 8:49 a. m.]

[Docket No. G-1561]

EL PASO NATURAL GAS CO.

NOTICE OF APPLICATION

DECEMBER 21, 1950.

Take notice that El Paso Natural Gas Company (Applicant), a Delaware corporation, address 1010 Bassett Tower, El Paso, Texas, filed on December 15, 1950, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of certain transmission pipeline facilities hereinafter described.

Applicant proposes to transport natural gas for resale to Natural Gas Service Company for distribution in the Town of Hayden, Arizona, and environs, and for such purpose to construct and operate a meter station on its existing pipeline system adjacent to the Town of Hayden. The meter station will have a daily delivery capacity of at least 230 Mcf of gas to meet an estimated fifth year annual requirement of 22,331 Mcf of gas and a peak day requirement of 227 Mcf of gas.

The estimated cost of the proposed facility is $2,500, which will be financed out of Applicant's current working funds.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 10th day of January 1951. The application is on file with the Commission for public inspection.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12330; Filed, Dec. 27, 1950; 8:46 a. m.]

[Docket No. E-6107]

ARIZONA EDISON CO., INC.

NOTICE OF ORDER AUTHORIZING EXTENSION OF TIME

DECEMBER 22, 1950.

Notice is hereby given that, on December 21, 1950, the Federal Power Commission issued its order entered December 19, 1950, authorizing extension of time to December 31, 1951, for use and maintenance of interconnection for emergency purposes only in the above-designated matter.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12358; Filed, Dec. 27, 1950; 8:48 a. m.]

[Docket No. E-6295]

LUZ Y FUERZA DE REYNOSA, S. A., AND CENTRAL POWER AND LIGHT CO.

NOTICE OF ORDER AUTHORIZING TRANSMISSION OF ELECTRIC ENERGY TO MEXICO

DECEMBER 22, 1950.

Notice is hereby given that, on December 19, 1950, the Federal Power Commission issued its order entered December 18, 1950, in the above-designated matter, authorizing transmission of electric energy to Mexico and releasing Presidential Permit.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12357; Filed, Dec. 27, 1950; 8:48 a. m.]

[Docket No. E-6326]

SCRANTON ELECTRIC CO.

NOTICE OF ORDER AUTHORIZING ACQUISITION OF SECURITIES

DECEMBER 22, 1950.

Notice is hereby given that on December 20, 1950, the Federal Power Commission issued its order entered December 19, 1950, authorizing acquisition of securities in the above-designated matter.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 50-12355; Filed, Dec. 27, 1950; 8:48 a. m.]

GENERAL SERVICES ADMINISTRATION

APPEAL BOARD

CHANGE IN ADDRESS

Regulation No. 15, dated March 19, 1945, prescribed by the Acting Director of Contract Settlement (10 F. R. 3132), as amended (11 F. R. 3603 and 9138), is hereby further amended by revising Rule 1 thereof entitled *Address and business hours* (11 F. R. 3603; 32 CFR, 1945 Supp., 8085.1) to read as follows:

The address of the principal office of the Appeal Board is: General Services Building, Eighteenth and F Streets NW., Washington 25, D. C. This office will be open to the public from 9 a. m. to 5 p. m. Monday through Friday in each week, except on holidays designated by Federal statute or Executive order.

This amendment is prescribed pursuant to authority vested in the Appeal Board by section 13 (d) (3) of the Contract Settlement Act of 1944 (58 Stat. 662; 41 U. S. C. 113) and Regulation No. 15 thereunder (10 F. R. 3133).

Dated: December 22, 1950.

LAWRENCE E. HARTWIG,
Chairman.
PHILIP F. HERRICK,
Member.

[F. R. Doc. 50-12341; Filed, Dec. 27, 1950; 8:48 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 25684]

BARRELS FROM LAWRENCEBURG, IND., TO BALTIMORE, MD.

APPLICATION FOR RELIEF

DECEMBER 22, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. C. Schuldt, Agent, for carriers parties to his tariff I. C. C. No. 3758, pursuant to fourth-section order No. 9800.

Commodities involved: Barrels, wooden, carloads.

From: Lawrenceburg, Ind.

To: Baltimore, Md.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-12344; Filed, Dec. 27, 1950; 8:47 a. m.]

[4th Sec. Application 25685]

MIXED CARLOADS OF MERCHANDISE FROM NEW YORK, N. Y., TO TENNESSEE AND LOUISIANA

APPLICATION FOR RELIEF

DECEMBER 22, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: Missouri Pacific Railroad Company for carriers parties to Agent C. W. Boin's tariff I. C. C. No. A-915, pursuant to fourth-section order No. 16101.

Commodities involved: Merchandise in mixed carloads.

From: New York, N. Y.

To: Memphis, Tenn., and New Orleans, La.

Grounds for relief: Competition with rail carriers. Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-12345; Filed, Dec. 27, 1950; 8:47 a. m.]

[4th Sec. Application 25686]

PHOSPHATE ROCK FROM FLORIDA TO CLARKSDALE, MISS.

APPLICATION FOR RELIEF

DECEMBER 22, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for Atlantic Coast Line Railroad Company and Illinois Central Railroad Company.

Commodities involved: Phosphate rock, carloads.

From: Mines in Florida.

To: Clarksdale, Miss.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: A. C. L. RR. tariff I. C. C. No. B3232, Supp. 24.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-12346; Filed, Dec. 27, 1950; 8:47 a. m.]

[4th Sec. Application 25687]

SAND AND GRAVEL FROM NEW JERSEY TO MEDFORD, MASS.

APPLICATION FOR RELIEF

DECEMBER 22, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: C. W. Boin and I. N. Doe, Agents, for Boston and Maine Railroad and other carriers named in the application.

Commodities involved: Sand and gravel (other than ground or pulverized), carloads.

From: Millville, Menantico and Manumuskin, N. J.

To: Medford, Mass.

Grounds for relief: Competition with water carriers. Market competition.

Schedules filed containing proposed rates: Penn. R. R. tariff I. C. C. No. 3034, Supp. 17.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-12347; Filed, Dec. 27, 1950; 8:47 a. m.]

[4th Sec. Application 25688]

MERCHANDISE IN MIXED CARLOADS BETWEEN SOUTHERN POINTS

APPLICATION FOR RELIEF

DECEMBER 22, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent for carriers parties to Agent C. A. Spaninger's tariff I. C. C. No. 1073.

Commodities involved: Merchandise in mixed carloads.

From: Charlotte, N. C., Greenville, S. C., St. Louis, Mo., and East St. Louis, Ill.

To: Cincinnati, Ohio, and Greenville, S. C.

Grounds for relief: Competition with rail carriers.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 1073, Supp. 55.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

F. R. Doc. 50-12348; Filed, Dec. 27, 1950; 8:48 a. m.]

[4th Sec. Application 25689]

PHOSPHATE ROCK FROM FLORIDA TO CHRISMAN, ILL., AND BRAZIL, IND.

APPLICATION FOR RELIEF

DECEMBER 22, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to A. C. L. RR. tariff I. C. C. No. B-3232 and S. A. L. RR. tariff I. C. C. No. A-8153.

Commodities involved: Phosphate rock, carloads.

From: Mines in Florida.

To: Chrisman, Ill., and Brazil, Ind.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: A. C. L. RR. tariff I. C. C. No. B-3232, Supp. 24. S. A. L. RR. tariff I. C. C. No. A-8153, Supp. 26.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-12349; Filed, Dec. 27, 1950; 8:48 a. m.]

[4th Sec. Application 25690]

CRUSHED BITUMINOUS ROCK FROM KENTUCKY TO CENTRAL TERRITORY

APPLICATION FOR RELIEF

DECEMBER 22, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to Agent C. A. Spaninger's tariff I. C. C. No. 1155.

Commodities involved: Bituminous rock, crushed or ground, carloads.

From: Clarkson and Rocky Hill, Ky.

To: Points in central, Illinois and Buffalo-Pittsburgh territories.

Grounds for relief: Circuitous routes and to maintain rates constructed on distance formula.

Schedules filed containing proposed rates: C. A. Spaninger's tariff I. C. C. No. 1155.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 50-12350; Filed, Dec. 27, 1950; 8:48 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-1271]

COLUMBIA GAS & ELECTRIC CO. AND DAYTON POWER AND LIGHT CO.

ORDER RELEASING JURISDICTION OVER LEGAL FEES

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 20th day of December A. D. 1950.

On May 23, 1946, June 7, 1946 and July 1, 1947 this Commission entered its orders granting and permitting to become effective an application-declaration of Columbia Gas & Electric Company ("Columbia"), filed as a step in a program for compliance with section 11 (b) of the act, concerning primarily the reclassification of the common stock of The Dayton Power and Light Company ("Dayton"), then a subsidiary of Columbia; the sale by Columbia of all its holdings of the common stock of Dayton; and the application of the proceeds of such sale to the redemption of certain indebtedness of Columbia; said orders having, among other things, reserved jurisdiction over the payment of a legal fee of $40,000 to Cravath Swaine & Moore as counsel for Columbia in connection with said transaction; and

Columbia having indicated that its program for compliance with section 11 (b) has been completed, and jurisdiction having been released with respect to all other fees incurred in connection with the above transaction and it appearing that the fee requested by Cravath Swaine & Moore is not unreasonable under the circumstances of these proceedings:

It is hereby ordered, That jurisdiction over the payment of the above described fee, be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-12338; Filed, Dec. 27, 1950; 8:46 a. m.]

[File No. 70-1341]

COLUMBIA GAS & ELECTRIC CO. AND CINCINNATI GAS & ELECTRIC CO.

ORDER RELEASING JURISDICTION OVER LEGAL FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 20th day of December A. D. 1950.

On August 13, 1946, August 22, 1946, and July 1, 1947, this Commission entered its orders granting and permitting to become effective an application-declaration of Columbia Gas & Electric Company ("Columbia"), filed as a step in a program for compliance with section 11 (b) of the act, concerning primarily the sale by Columbia of all its holdings of the common stock of its then subsidiary, The Cincinnati Gas & Electric Company; said orders, having, among other things, reserved jurisdiction over the payment of a legal fee of $40,000 to Cravath Swaine & Moore as counsel for Columbia in connection with said transaction; and

Columbia having indicated that its program for compliance with section 11 (b) has been completed, and jurisdiction having been released with respect to all other fees incurred in connection with the above transaction and it appearing that the fee requested by Cravath Swaine & Moore is not unreasonable under the circumstances of these proceedings:

It is hereby ordered, That jurisdiction over the payment of the above described fee, be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-12339; Filed, Dec. 27, 1950; 8:46 a. m.]

[File No. 70-1343]

COLUMBIA GAS & ELECTRIC CO.

ORDER RELEASING JURISDICTION OVER LEGAL FEES

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 20th day of December A. D. 1950.

On August 28, 1946, September 11, 1946, December 23, 1946, and July 1, 1947, this Commission entered its order permitting to become effective a declaration of Columbia Gas & Electric Company ("Columbia"), filed as a step in a program for compliance with section 11 (b) of the act, concerning primarily the issuance and sale by Columbia of $77,500,000 principal amount of Debentures and $20,000,000 principal amount of Serial Debentures; said orders having, among other things, reserved jurisdiction over the payment of a legal fee of $50,000 to Cravath, Swaine & Moore as counsel for Columbia in connection with said transaction; and

Columbia having indicated that its program for compliance with section 11 (b) has been completed, and jurisdiction having been released with respect to all other fees incurred in connection with the above transaction and it appearing

that the fee requested by Cravath, Swaine & Moore is not unreasonable under the circumstances of these proceedings:

It is hereby ordered, That jurisdiction over the payment of the above described fee, be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-12340; Filed, Dec. 27, 1950; 8:46 a. m.]

[File No. 70-2540]

CENTRAL ILLINOIS PUBLIC SERVICE CO. ET AL.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 22d day of December 1950.

In the matter of Central Illinois Public Service Company, Illinois Power Company, Kentucky Utilities Company, Middle South Utilities, Inc., Union Electric Company of Missouri; File No. 70-2540.

Notice is hereby given that a joint application and an amendment thereto has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("act") by Central Illinois Public Service Company ("Central"), a public utility company, Illinois Power Company ("Illinois"), a registered holding company and a public utility company, Kentucky Utilities Company ("Kentucky"), a holding company and a public utility company, Middle South Utilities, Inc. ("Middle South"), a registered holding company, and Union Electric Company of Missouri ("Union"), a registered holding company and a public utility company and a subsidiary of The North American Company, also a registered holding company. Applicants designate sections 9 and 10 of the act as applicable to the proposed transactions.

Notice is hereby given that any interested person may, not later than January 8, 1951, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest, and the issues of fact or law raised by said application, as amended, which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after January 8, 1951, said application, as filed or as further amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof.

All interested persons are referred to said application, as amended, which is on file in the offices of this Commission for a statement of the transactions therein proposed, and which are summarized as follows:

Applicants have entered into an agreement pursuant to which they will organize a corporation to be known as Electric Energy, Inc., which corporation will construct and operate a 500,000 kilowatt electric generating station and certain related transmission facilities. Such station will be located adjacent to the Ohio River in Southern Illinois and will be constructed primarily for the purpose of supplying electric energy to a project, under the direction of the Atomic Energy Commission, to be located near Paducah, Kentucky.

Applicants seek permission to acquire shares of the common stock of Electric Energy, Inc., in the following amounts, respectively: Central 7,000 shares, Illinois 7,000 shares, Kentucky 3,500 shares, Middle South 3,500 shares and Union 14,000 shares. Said shares will be acquired for cash at their par value of $100 per share.

It is stated that the facilities of Electric Energy, Inc., will cost approximately $70,000,000, of which $3,500,000 is to be supplied by the proceeds of the sale of common stock as set forth above and $66,500,000 by borrowings from two institutional investors, which borrowings will be the subject of a further application to be filed with this Commission.

It is further stated by the applicants that because of the expedition with which the facilities of Electric Energy, Inc., must be constructed there has not been, and there cannot promptly be, a determination as to whether such facilities may ultimately be retained as part of the respective electric systems of each applicant, and applicants state that they assume any such questions may be reserved, in its order to be entered herein, for later determination by the Commission.

Said filing also includes applications of Central, Illinois, and Kentucky, pursuant to section 2 (a) (7) of the act, for an order declaring that said companies are not, and will not be, holding companies with respect to Electric Energy, Inc.

Applicants request that the application, as amended, be granted as soon as possible.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-12411; Filed, Dec. 27, 1950; 8:55 a. m.]

[File No. 70-2544]

GENTILLY DEVELOPMENT CO., INC.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the city of Washington, D. C., on the 22d day of December A. D. 1950.

Gentilly Development Company, Inc. ("Gentilly"), a non-utility subsidiary of Middle South Utilities, Inc. ("Middle South"), a registered holding company, has filed an application pursuant to the Public Utility Holding Company Act of 1935, and has designated section 9 (a) (1) thereof as applicable to the proposed transactions which are summarized as follows:

Gentilly's principal asset consists of a tract of undeveloped real estate in the City of New Orleans, Louisiana. Gentilly's only outstanding securities consist of common stock, all of which is owned by Middle South. Middle South and Gentilly have previously indicated that it is their purpose to reduce Gentilly's assets to cash, and thereafter liquidate the company.

Gentilly has entered into a contract to sell all of its remaining land to W. H. Crawford and R. A. Toups, both of the State of Louisiana, and their assignee, Gentilly Homes, Inc., a Louisiana corporation which is a wholly owned subsidiary of Crawford Corporation, a Delaware corporation, the controlling interest in which latter company is owned by Crawford and Toups. The contract provides for the sale by Gentilly of its property in two tracts, the one to be purchased by Gentilly Homes, Inc., for the purpose of developing a residential housing project, and the other to Crawford and Toups as individuals, to be developed for commercial purposes. The purchase price of the residential property is stated to be $700,000, to be paid by $85,000 in cash, the balance to be represented by a promissory note of Gentilly Homes, Inc. to Gentilly in the amount of $615,000. The purchase price of the commercial property is $200,000, to be paid by $5,000 in cash, the balance to be represented by a promissory note of Crawford and Toups in the amount of $195,000. Such notes will bear interest at the rate of 4 percent per annum and will mature 24 months from the date of conveyance. The notes will be secured by a vendor's lien and a first mortgage upon the respective parcels of property. In addition, the mortgage upon the commercial property will secure the note issued in payment for the residential property. It is further provided that the notes will be extended for an additional two years in the event that development of the projects is delayed through inability to obtain commitments or materials.

Applicant requests that the Commission's order recite that the proposed transactions are necessary or appropriate to the integration and simplification of the holding company system of which Gentilly and Middle South are members, and necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, in accordance with the meaning and requirements of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement R thereof;

Notice is hereby given that any interested person may, not later than January 2, 1951, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reason for such request, and the issues, if any, of fact or law proposed to be controverted; or he may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after said hour and date said application, as filed or as amended, may be

granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rules U-20 and U-100 thereof.

All interested persons are referred to said application which is on file in the office of the Commission for a full statement of the transactions therein proposed.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 50-12410; Filed, Dec. 27, 1950; 8:54 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 16304]

DELACAMP PIPER & CO.

In re: Debt owing to Delacamp Piper & Co. F-28-23311-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Delacamp Piper & Co., the last known address of which is Kobe, Japan, is a corporation, partnership, association, or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Kobe, Japan, and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Delacamp Piper & Co. by Binney & Smith International, Inc., 41 East 42d Street, New York 17, New York, arising out of a book account, credit balance representing commissions earned and overpayments on advance remittances for materials purchased in 1940 and 1941, appearing on the books of the aforesaid Binney & Smith International, Inc., together with any and all accruals thereto, and any and all rights to demand, enforce, and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 8, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON, *Assistant Attorney General Director, Office of Alien Property.*

[F. R. Doc. 50-12367; Filed, Dec. 27, 1950; 8:50 a. m.]

[Vesting Order 16305]

DEUTSCHE BANK

In re: Bank account owned by Deutsche Bank. F-28-852.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Deutsche Bank, the last known address of which is Berlin, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Berlin, Germany, and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Bank, by Brooklyn Trust Company, 177 Montague Street, Brooklyn, New York, arising out of an account, entitled Deutsche Bank, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 8, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON, *Assistant Attorney General, Director, Office of Alien Property.*

[F. R. Doc. 50-12368; Filed, Dec. 27, 1950; 8:51 a. m.]

[Vesting Order 16322]

KEIJIRO KATO

In re: Bank account owned by Keijiro Kato. D-39-1447-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Keijiro Kato, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Keijiro Kato by the United States National Bank, San Diego, California, arising out of a savings account, account numbered 15792, entitled "Keijiro Kato," maintained with the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 8, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-12369; Filed, Dec. 27, 1950; 8:51 a. m.]

[Vesting Order 16324]

T. MISUMI

In re: Bank account owned by T. Misumi. F-39-5439-A-1, F-39-6508.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That T. Misumi, who there is reasonable cause to believe is a resident of Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation of The National City Bank of New York, 55 Wall Street, New York 15, New York, arising out of a custodian cash account, entitled "Haiho Conservancy Commission Superannuation Fund," maintained by the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, T. Misumi, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 8, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-12370; Filed, Dec. 27, 1950; 8:51 a. m.]

[Vesting Order 16463]

MAX REES ET AL.

In re: Interest in real property owned by Max Rees and others. D-28-8261.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons, whose names and last known addresses appear below, are residents of Germany and nationals of a designated enemy country (Germany);

Names and Last Known Addresses

Max Rees, Province of West Phalen, Ochtrup, Germany.
August Rees, 96 Hindenburg Strasse, Muenchen-Gladbach, Germany.
Gertrude Bonn, 52 Schlageberger Strasse, Nolthausen, Germany.
Christine Rees, 44 Aachener Strasse, Muenchen-Gladbach, Germany.
William Rees, Weinsberg, Province of Wuerttemberg, Germany.
Oscar Rees, Kleinstrasson #9 A. R., Benrath, Rhineland, Germany.
Edward Rees, Kleinstrasson #9 A. R., Benrath, Rhineland, Germany.
Adolph Rees, Kleinstrasson #9 A. R., Benrath, Rhineland, Germany.
Frieda Rees, Kleinstrasson #9 A. R., Benrath, Rhineland, Germany.

2. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Adam Rees, deceased, and of Matilda Von Gelen, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That the property described as follows: An undivided eleven-fifteenths ($^{11}/_{15}$ths) interest in real property situated in the County of Passaic, State of New Jersey, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments, arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the persons named in subparagraph 1 hereof, and the personal representatives, heirs, next of kin, legatees and distributees of Adam Rees, deceased, and Matilda Von Gelen, deceased, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1, and referred to in subparagraph 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 3 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 15, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Real property situated in Laurel Grove Memorial Park, Totowa Borough, Passaic County, State of New Jersey:
Lot 193 Unit C, Cliffside Section.
Lot 159 Cliffside Section.
Lot 100 Unit B, Holly Section.
That part of Lot 191 Unit C and Lot 158 Cliffside Section, presently in the names of Jacob and Louise Mayer, also known as Jacob and Louise Meyer.

[F. R. Doc. 50-12371; Filed, Dec. 27, 1950; 8:51 a. m.]

[Vesting Order 16464]

HERBERT SCHROEDER ET AL.

In re: Real property, property insurance policy and a claim owned by Herbert Schroeder, Marie Schroeder and Rosie Kempf. D-28-11465-B-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Herbert Schroeder, Marie Schroeder and Rosie Kempf, who there is reasonable cause to believe are residents of Germany are nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. Real property situated in the City of Seattle, County of King, State of Washington, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments, arising from the ownership of such property,

b. All right, title, interest and claim of the persons named in subparagraph 1 hereof in and to Fire Insurance Policy No. 21304, in the amount of $3,300, expiring March, 1955, issued by Firemen's Insurance Co., of Newark, 10 Park Place, Newark, New Jersey, insuring the improvements located on the real property described in subparagraph 2-a hereof, and

c. That certain debt or other obligation owing to the persons named in subparagraph 1 hereof, by H. E. Foster, Dexter Horton Building, Seattle 4, Wash-

ington, arising out of the net income from rents collected on the real property described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b and 2-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 15, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

That certain plot, tract or lot of ground situated in the City of Seattle, County of King and State of Washington, particularly described as follows:

The west 36½ feet of Lot 1, in block 5, as the same is designated upon the Supplementary plat of Edes and Knights Addition to Seattle, King County, State of Washington, together with the North 5 feet of East Cherry Street in said City of Seattle, King County, State of Washington, as the same adjoins the south boundary line of said described tract or lot of land as the same was vacated by Ordinance, of said City of Seattle, Washington, No. 36946, passed January 8th A. D. 1917, approved January 18th A. D. 1917, and published January 27th A. D. 1917.

[F. R. Doc. 50-12372; Filed, Dec. 27, 1950; 8:51 a. m.]

[Vesting Order 16465]

JOHN HENRY TITUS ET UX.

In re: Real property, property insurance policies and claim owned by John Henry Titus, also known as John Heinrich Tittus and as John H. Titus, et ux. F-28-28816-B-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That John Henry Titus, also known as John Heinrich Tittus and as John H. Titus, and Elise L. Titus, also known as Elsie Elizabeth Tittus and as Elsie Titus, his wife, each of whose last known address is Marktleugast, Oberfranken, 13A, Bavaria, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. Real property situated in the City and County of Camden and State of New Jersey, particularly described in Exhibit A attached hereto, and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments, arising from the ownership of such property,

b. All right, title, interest and claim of the persons named in subparagraph 1 hereof, in and to any and all property insurance policies which insure the improvements on the real property described in subparagraph 2-a hereof, and

c. That certain debt or other obligation owing to the persons named in subparagraph 1 hereof by Oscar Renatus Tittus, 130 West Kingsbridge Road, New York, New York, and/or Mrs. Peter Snyder, 2204 River Avenue, Camden, N. J., including particularly but not limited to those sums arising from rents collected from the real property described in subparagraph 2-a hereof, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

There is hereby vested in the Attorney General of the United States the property described in subparagraphs 2-b and 2-c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 15, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

All that certain lot or tract of land and premises situate, lying and being in the City and County of Camden and State of New Jersey bounded and described as follows:

Beginning at a point in the east line of Fifth Street sixteen feet three inches northward from the northeast corner of Fifth and Elm Streets and extending thence northward along the east line of Fifth Street a front of sixteen feet one inch and eastward between parallel lines of that width at right angles to Fifth Street a depth of ninety-five feet to the east line of a certain four feet wide alley together with and subject to the free and common use of said four feet wide alley and all other connecting alleys forever being known and designated as No. 602 North Fifth Street.

Being the same lands and premises which George P. Kelakos and Stalvroola Kelakos, his wife, by deed dated March 16, 1923, granted and conveyed unto John Henry Titus and Elise L. Titus, which deed is recorded in the Office of the Register of Deeds and Mortgages for the County of Camden in Book 532 of Deeds, page 197 &c.

[F. R. Doc. 50-12373; Filed, Dec. 27, 1950; 8:52 a. m.]

[Return Order 816]

MRS. DOROTHY STAERKER BUSCHFELD

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Mrs. Dorothy Staerker Buschfeld, Washington, D. C.; Claim No. 6865; November 7, 1950 (15 F. R. 7495); $714.00 in the Treasury of the United States. All right, title, interest and claim of any kind or character whatsoever of Dorothy Buschfeld in and to the Estate of George J. Schleicher, deceased.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on December 20, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-12375; Filed, Dec. 27, 1950; 8:52 a. m.]

KONINKLIJKE INDUSTRIEELE MAATSCHAPPIJ VOORHEEN NOURY & VAN DER LANDE N. V.

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property located in Washington, D. C., including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., and Property

Koninklijke Industrieele Maatschappij Voorheen Noury & Van der Lande N. V., Deventer, The Netherlands; Claim No. 6531; property described in the following Vesting Orders: No. 291 (7 F. R. 9834, November 26, 1942); No. 671 (8 F. R. 5004, April 17, 1943); No. 1825 (8 F. R. 10911, August 5, 1943) relating to United States Letters Patent and United States Patent Applications identified in Schedule A, attached hereto and made a part hereof.

Executed at Washington, D. C., on December 21, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

SCHEDULE A—PATENTS ASSIGNED TO KONINKLIJKE INDUSTRIEELE MAATSCHAPPIJ VOORHEEN NOURY & VAN DER LANDE N. V.

VESTED BY VESTING ORDER NO. 671

Patent No.	Date issued	Inventor	Title	Assigned
2,043,940	6- 9-36	E. Van Thiel	Apparatus for the Manufacture of Yeast.	5- 2-36
2,081,097	5-18-37	W. Reinders	Manufacture of Hydrogen Peroxide	3-28-36
2,105,438	1-11-38	H. Hartman	Process and Apparatus for Producing Percompounds.	6-18-35
2,117,255	8- 8-39	R. Priester	Resins and Process of Making Same	3-13-36
2,118,903	5-31-38	E. Staudt	Process for the Manufacture of Nitrogen Trichloride.	6-28-38
2,118,904	5-31-38	E. Staudt and G. Van der Lee.	Process for the Manufacture of Chloro Amines.	6-20-38 7-12-38
2,119,188	5-31-38	B. L. M. Van der Lande and E. Van Thiel.	Process for Aerating Liquids in the Production of Yeast.	12-16-35
2,128,732	8-30-38	R. Priester	Process for Manufacturing Driers	10- 5-35
2,155,914	4-25-39	G. Van der Lee	Process for the Preparation of a Bleaching and Sterilizing Agent.	2- 9-37
2,163,898	6-27-39	J. A. L. Van der Lande	Process for the Production of Hydrogen Peroxide.	7-21-37
2,185,967	1- 2-40	R. Priester	Linoxin Like Material and Process of Manufacture.	8-17-36
2,195,225	3-26-40	do	Process for the Manufacture of Drying Oil from Caster Oil.	11-15-38
2,199,942	5- 7-40	E. Staudt	Process for Producing Nitrogen Trichloride.	6-12-37
2,226,830	12-31-40	R. Priester	Process for the Manufacture of Drying Oils.	12-15-37
2,226,831	12-31-40	do	do	12-15-37
2,228,154	1- 7-41	do	Drying Oil and Process of Making Same	6-10-38
2,248,650	7- 8-41	G. Van der Lee	Process for Producing Nitrogen Trichloride.	2- 9-37
2,280,082	4-21-42	R. Priester	Manufacture of Drying Oils	6- 2-39

VESTED BY VESTING ORDER NO. 291

164,989 (now Pat. No. 2,300,439).	9-21-37 [1] (11- 3-42)	G. Van der Lee	Stable Mixtures Containing Levoascorbic Acid or the Like.	9- 9-37
310,261 (now Pat. No. 2,351,970).	12-20-39 [1] (6-20-44)	M. P. J. M. Jansen	Process for the Separation of Yeast from Yeast Suspensions.	11-25-39
362,682 (now Pat. No. 2,309,273).	10-24-40 [1] (1-26-43)	R. Priester	Making Drying Oils	10- 2-40
386,748 (now Pat. No. 2,344,429).	4- 3-41 [1] (3-14-44)	D. W. van Gelder	Process of Purifying Sulphuric Acid Solutions.	3- 4-41
413,022 (now Pat. No. 2,356,632).	9-30-41 [1] (8-22-44)	B. J. Van den Dool	Pill Box	5-23-41

[1] The date in parentheses refers to the date of issuance of the patent.

VESTED BY VESTING ORDER NO. 1825

320,517	2-23-40	C. S. Neuberg	Process for the Production of Saccharic Acid.	2- 3-40

[F. R. Doc. 50-12379; Filed, Dec. 27, 1950; 8:52 a. m.]

[Return Order 824]

ELLA SCHMIDL

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and file herewith,

It is ordered, That the claimed property, described below and in the determination, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Ella Schmidl (nee Max) Paris, France; Claim No. 33637; October 13, 1950 (15 F. R. 6900); property described in Vesting Order No. 666 dated January 18, 1943 (8 F. R. 5047, April 17, 1943) relating to U. S. Letters Patent No. 2133204. This order shall not be deemed to include the rights of any licensees under the above patent.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on December 20, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-12376; Filed, Dec. 27, 1950; 8:52 a. m.]

[Return Order 835]

HERMINE KUBLER HASSENCAMP

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention to Return Published, and Property

Hermine Kubler Hassencamp; Akron, Ohio; Claim No. 8305; November 7, 1950 (15 F. R. 7496); $57,277.12 in the Treasury of the United States.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on December 21, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-12377; Filed, Dec. 27, 1950; 8:52 a. m.]

ARMANDO SAVIO ET AL.

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of the publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Armando Savio, Moncucco Torinese, Asti, Italy; Graglia Giovanna Maria, Casalegno, Moncucco Torinese, Asti, Italy; and Fiorino Casalegno, Turin, Italy; Claim No. 38652; $200 in the Treasury of the United States. All right, title, interest and claim of any kind or character whatsoever of Luigi Casalegno in and to the Estate of Ottavio Casalegno, deceased, with Graglia Giovanna Maria Casalegno having a life interest in one-half thereof and Fiorino Casalegno being entitled to the remainder of this portion and the entirety of the second half; $982.63 in the Treasury of the United States to Fiorino Casalegno; $982.64 in the Treasury of the United States to Graglia Giovanna Maria Casalegno and Fiorino Casalegno with Grag-

lia Giovanna Maria having a life interest therein and Fiorino being entitled to the remainder.

Executed at Washington, D. C., on December 21, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-12380; Filed, Dec. 27, 1950; 8:52 a. m.]

[Vesting Order 16481]

CHRISTIANE NICKISCH

In re: Mortgage participation certificates owned by the personal representatives, heirs, next of kin, legatees and distributees of Christiane Nickisch, also known as Christine C. Nickisch, deceased. F-28-28246-A-1; A-2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Christiane Nickisch, also known as Christine C. Nickisch, deceased, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: One (1) mortgage participation certificate of $2,000.00 face value, bearing the number 117396, guaranteed by the Bond and Mortgage Guarantee Company, New York, New York, guarantee number 170986, registered in the name of Thomas J. Curran as Trustee for Christiane Nickisch, 18 East 41st Street, New York, New York, presently in the custody of Thomas L. J. Curran, 18 East 41st Street, New York, New York, together with any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the personal representatives, heirs, next of kin, legatees and distributees of Christiane Nickisch, also known as Christine C. Nickisch, deceased, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Christiane Nickisch, also known as Christine C. Nickisch, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on December 15, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-12374; Filed, Dec. 27, 1950; 8:52 a. m.]

[Return Order 838]

MARY ROBERTSON ALBRECHT

Having considered the claim set forth below and having issued a determination allowing the claim, which is incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the determination, be returned, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Notice of Intention To Return Published, and Property

Mary Robertson Albrecht, a/k/a May L. Albrecht, Bremen, Germany; Claim No. 6122; November 14, 1950 (15 F. R. 7744); all right, title and interest of Mary Robertson Albrecht, a/k/a May L. Albrecht, in and to the Estate of Isabel B. Ladson, deceased.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on December 20, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 50-12378; Filed, Dec. 27, 1950; 8:52 a. m.]